

SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Speier Analyst: Gloria McConnell Bill Number: SB 1828

Related Bills: See Prior Analysis Telephone: 845-4336 Amended Date: 08/11/00

Attorney: Patrick Kusiak Sponsor:

SUBJECT: Drug Violation through Internet/FTB Offset Fines or Civil Penalties from Tax Refunds

- ☒ DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as amended 07/06/00.
- ☐ AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.
- ☐ AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended _____.
- ☐ FURTHER AMENDMENTS NECESSARY.
- ☐ DEPARTMENT POSITION CHANGED TO _____.
- ☒ REMAINDER OF PREVIOUS ANALYSIS OF BILL STILL APPLIES.
- ☒ OTHER - See comments below.

SUMMARY OF BILL

This bill would require the Franchise Tax Board (FTB) to subtract certain fines or civil penalties from tax refunds or lottery winnings due certain taxpayers/defendants. FTB would make such offsets upon notification by the Attorney General (AG), the Medical Board of California or the Pharmacy Board of California of a final judgment for fines or civil penalties for specified violations relating to prescribing, dispensing or furnishing dangerous drugs or devices via the Internet.

SUMMARY OF AMENDMENT

This amendment resolves the technical consideration raised in FTB's analysis of the bill as amended July 6, 2000. This amendment would allow the AG to bring an action to collect civil fines.

BOARD POSITION

Support. At its July 5, 2000, meeting, the FTB voted 2-0 to support this bill, with member B. Timothy Gage abstaining.

Board Position:

<input checked="" type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input type="checkbox"/> PENDING

Legislative Director

Date

Johnnie Lou Rosas

8/25/00